

## **ARTICLE 5. PUBLIC ASSISTANCE**

*NOTE: 460 IAC 5 was transferred from 470 IAC 8.1-3. Wherever in any promulgated text there appears a reference to 470 IAC 8.1-3, substitute 460 IAC 5-1.*

### **Rule 1. Room and Board Assistance Program**

#### **460 IAC 5-1-1 Definitions (Expired)**

Sec. 1. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-2 Interview of applicants and recipients (Expired)**

Sec. 2. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-3 Place of application (Expired)**

Sec. 3. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-4 Age requirement (Expired)**

Sec. 4. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-5 Visual eligibility (Expired)**

Sec. 5. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-6 Disability determination (Expired)**

Sec. 6. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-7 United States citizenship or alienage requirement (Expired)**

Sec. 7. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-8 Personal property ownership; limitations (Expired)**

Sec. 8. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-9 Real property ownership; limitations (Expired)**

Sec. 9. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-10 Life care contracts (Expired)**

Sec. 10. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-11 Income of applicant or recipient; calculation (Expired)**

Sec. 11. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

#### **460 IAC 5-1-12 Income of spouse; inclusion (Expired)**

Sec. 12. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

**460 IAC 5-1-13 Income eligibility**

Authority: IC 12-8-8-4; IC 12-9-2-3

Affected: IC 12-10-6

Sec. 13. (a) An applicant's or recipient's income eligibility for room and board assistance shall be determined by the procedures in this section.

(b) The following requirements apply to a single applicant or recipient:

(1) Determine the applicant's or recipient's countable income under section 11 of this rule.

(2) Subtract from the total amount determined in subdivision (1), fifty dollars (\$50) for the personal needs of the applicant or recipient.

(3) Subtract the established room and board rate from the amount determined in subdivision (2).

(4) If the remainder is less than zero dollars (\$0), the applicant or recipient is eligible for room and board assistance.

(5) If the remainder is zero dollars (\$0) or more, the applicant or recipient is ineligible for room and board assistance.

(c) The following requirements apply to married applicants or recipients residing in the room and board facility:

(1) Determine separately each spouse's countable income under section 11 of this rule.

(2) Subtract from each spouse's total amount determined in subdivision (1), fifty dollars (\$50) for the spouse's personal needs.

(3) Subtract the established room and board rate from the amount determined in subdivision (2) for each spouse.

(4) If each spouse's remainder is less than zero dollars (\$0), each spouse is eligible for room and board assistance.

(5) If one (1) spouse is ineligible, subtract the amount of his average monthly medical expenses from his remainder determined in subdivision (3).

(6) Add the remainder determined in subdivision (5) to the eligible spouse's countable income [sic.] subdivision (1).

(7) Subtract from the total amount determined in subdivision (6), fifty dollars (\$50) for personal needs.

(8) Subtract the established room and board rate from the amount determined in subdivision (7).

(9) If the remainder is less than zero dollars (\$0), the spouse is eligible for room and board assistance.

(10) If the remainder is zero dollars (\$0) or more, both spouses are ineligible for room and board assistance.

*(Division of Disability and Rehabilitative Services; 460 IAC 5-1-13; filed Mar 1, 1984, 2:31 p.m.: 7 IR 1007, eff Apr 1, 1984; filed Sep 22, 1988, 2:30 p.m.: 12 IR 294; filed Feb 23, 1998, 11:30 a.m.: 21 IR 2385; filed Mar 13, 2000, 7:50 a.m.: 23 IR 1992) NOTE: Transferred from the Division of Family and Children (470 IAC 8.1-3-13) to the Division of Aging and Rehabilitative Services (460 IAC 5-1-13) by P.L.9-1991, SECTION 130, effective January 1, 1992.*

**460 IAC 5-1-14 Rate of payment (Repealed)**

Sec. 14. *(Repealed by Division of Aging and Rehabilitative Services; filed Jun 3, 1992, 9:00 a.m.: 15 IR 2211)*

**460 IAC 5-1-15 Payment of room and board assistance (Expired)**

Sec. 15. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

**460 IAC 5-1-16 Replacement of lost or stolen warrants (Expired)**

Sec. 16. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

**460 IAC 5-1-17 Accounting for personal needs funds (Expired)**

Sec. 17. *(Expired under IC 4-22-2.5, effective January 1, 2002.)*

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